

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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KHALIL HAMMOND, et. al.,

Plaintiffs,

v.

PA DOC, *et al.*,

Defendants.

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CIVIL ACTION

No. 24-cv-0922

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2024, upon consideration of the Motion of Commonwealth Defendants Pennsylvania Department of Corrections, Laurel Harry, George M. Little, Michael Wenerowicz and Lucas Malishchak, to replace the Motion to Transfer; or, in the alternative, Motion to Strike; or in the alternative, Motion to Partially Dismiss, ECF No. 23, with the corrected version, attached as Exhibit 1.

It is ORDERED that Exhibit 1 of this Motion, ECF No. 24-1 will be permitted to be filed to replace the previous Motion to Transfer; or, in the alternative, Motion to Strike; or in the alternative, Motion to Partially Dismiss, ECF No. 23

**BY THE COURT:**

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Savage, J.

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CIVIL ACTION

No. 24-cv-0922

**COMMONWEALTH DEFENDANTS’ MOTION TO SUBSTITUTE  
CORRECTED MOTION TO TRANSFER; OR, IN THE ALTERNATIVE,  
STRIKE CLASS CERTIFICATION; OR, IN THE ALTERNATIVE,  
PARTIALLY DISMISS**

Defendants Pennsylvania Department of Corrections, Laurel Harry, George M. Little, Michael Wenerowicz and Lucas Malishchak (hereinafter “Commonwealth Defendants”), move to replace their Motion to Transfer; or, in the alternative, Motion to Strike; or in the alternative, Motion to Partially Dismiss, timely filed on May 6, 2024, ECF No. 23, with a corrected version, attached as Exhibit 1. ECF No. 24-1.

There were typos of significance on the original Motion, pages 19 and 20 of Commonwealth Defendants’ Memorandum of Law, ECF 23, which need to be corrected to accurately represent facts, namely that all Defendants, **except one**, reside in the Middle District.

Respectfully submitted,

MICHELLE A. HENRY  
Attorney General

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By: s/ Sarina Kaplan  
Sarina Kaplan  
Senior Deputy Attorney General  
Attorney I.D. No. 209738

Nicole R. DiTomo  
Chief Deputy Attorney General  
Civil Litigation Section

Date: May 7, 2024

Respectfully submitted,

MICHELLE A. HENRY  
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By: s/ Sarina Kaplan  
Sarina Kaplan  
Senior Deputy Attorney General  
Attorney I.D. No. 209738  
  
Nicole R. DiTomo  
Chief Deputy Attorney General  
Civil Litigation Section

Date: May 7, 2024

**CERTIFICATE OF SERVICE**

I, Sarina Kaplan, hereby certify that the attached Motion to replace Defendants' Motion to Transfer, or in the alternative, Strike Class Certification, or in the alternative, Partially Dismiss, ECF 23, with the corrected copy attached as ECF 24-1, has been filed electronically on May 7, 2024, and is available for viewing and downloading from the Court's Electronic Case Filing System.

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